

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**DAVID CHERRY, personal representative of** )  
**the ESTATE OF PAMELA CHERRY,** )

**Plaintiff,** )

**v.** )

**MACON HOSPITAL, INC. d/b/a MACON** )  
**COUNTY GENERAL HOSPITAL; HANNA C.** )  
**ILIA, M.D.; JAMES BARLOW; JIMMY** )  
**PHILPOTT, CELINA FIRE DEPARTMENT** )  
**EMS; and CLAY COUNTY E911 BOARD,** )

**Defendants,** )

**Case No. 2:12-cv-00043**  
**Judge Aleta A. Trauger**

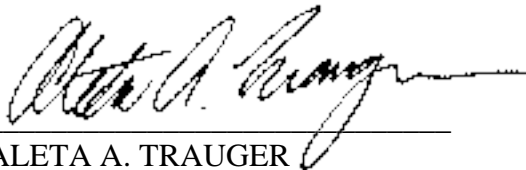
**ORDER**

For the reasons set forth in the accompanying Memorandum, the court finds as follows:

- The Motion for Summary Judgment filed by Defendant Celina Fire Department EMS (the “Town”) (Docket No. 189) is **GRANTED**. The Town’s Motion to Dismiss (Docket No. 154) is **DENIED AS MOOT**.
- The Motion for Summary Judgment filed by Defendant Clay County E911 Board (the “911 Board”) (Docket No. 169) is **GRANTED**. The 911 Board’s Motion to Dismiss (Docket No. 167) is **DENIED AS MOOT**.
- All claims against the Town and the 911 Board are hereby **DISMISSED WITH PREJUDICE**.

It is so **ORDERED**.

Enter this 28<sup>th</sup> day of August 2014.

  
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ALETA A. TRAUGER  
United States District Judge